

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
(RICHMOND DIVISION)**

**TYRONE HENDERSON,**  
For himself and on behalf of all  
similarly situated individuals.

Plaintiff,

**V.**

**INTERSTATE BRANDS CORPORATION,**

Defendant/Third-Party Plaintiff,

**V.**

**VERIFICATIONS INCORPORATED,**

**Third-Party Defendant.**

Civil Action No.: 3:11-cv-507-REP

Judge: The Honorable Robert E. Payne

**[PROPOSED] ORDER**

Upon consideration of Third-Party Defendant Verifications, Inc.'s ("VI") Motion to Dismiss IBC's Cross-Complaint and Defendant/Third-Party Plaintiff Interstate Brand Corporation's ("IBC") Opposition, it is hereby

**ORDERED** that

1. Cross-Claim Six (Unjust Enrichment) and Cross-Claim Nine (Violation of 15 U.S.C. § 1681e) of IBC's Cross-Complaint are dismissed without prejudice; and
2. VI's motion to dismiss is otherwise **DENIED**.

## IT IS SO ORDERED

Dated:

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The Honorable Robert E. Payne  
United States District Judge